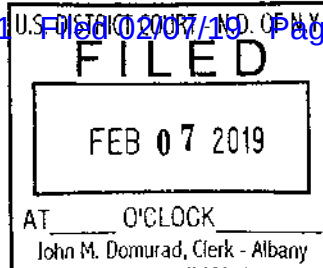


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK



Brittany Kikher Plaintiff(s)

New York State Police
Defendant(s)

Civil Case No.: 1:19 CV-157

MAD/TWD

CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

Plaintiff(s) demand(s) a trial by: ☒ JURY ☐ COURT (Select only one).

Plaintiff(s) in the above-captioned action, allege(s) as follows:

JURISDICTION

- This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

PARTIES

- Plaintiff:

Brittany Kikher
Address: 1618 Columbia Turnpike
Castleton on the Hudson NY 12033

Additional Plaintiffs may be added on a separate sheet of paper.

- a. Defendant:

Official Position:

Address:

New York State Police
CAFA Coordinator
Office of the Attorney General
28 Liberty Street 15th Floor
New York NY 10005

- b. Defendant: _____
Official Position: _____
Address: _____

- c. Defendant: _____
Official Position: _____
Address: _____

Additional Defendants may be added on a separate sheet of paper.

4. **FACTS**

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

Octo July 15th, 2018: My friends and I
were the victims of being rear-ended in a
car accident. The trooper came to our car,
yelled profanities and told our driver to get
out of the car. I began recording. The trooper told
me to put my phone down, then assaulted me and
had me placed in handcuffs.

7-15-18 to present: The New York State Police
have failed to hold the trooper
accountable, nor arrest her.

5.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

~~Excessive force~~: Fourth amendment:
 excessive force and unlawful imprisonment.
~~as a result~~ I suffered missed work, excessive bruising,
 post-traumatic stress, hyperventilation and
 defamed character as a result. The trooper
 assaulted me.

SECOND CAUSE OF ACTION

~~Unlawful imprisonment~~: Fifth Amendment:
 in a violation of due process, I was
 yanked, aggressively out of the vehicle for
 exercising my right to record, and, subsequently,
 placed in handcuffs.

THIRD CAUSE OF ACTION

First Amendment: As a victim in
 a car accident, the trooper addressed our
 car with profanities. I began to record. The
 trooper told me to put my phone down, and
 assaulted me.

4th Cause of Action
Negligence: As a victim in a car
 accident, I asked for
 medical attention. The trooper
 laughed.

6. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

\$50,000 and the trooper to
be arrested for Assault.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: 2-7-19

Better Miller

Signature of Plaintiff(s)
(all Plaintiffs must sign)

02/2010